



**LAW OFFICES OF JIMMY M. SANTOS, PLLC**

*Civil Rights, Labor & Employment, & Civil Litigation*

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**VIA ECF**

Honorable Philip M. Halpern  
Hon. Charles L. Brieant Jr. Federal  
Building & Courthouse  
300 Quarropas Street  
Room 530  
White Plains, New York 10601

Re:

Application granted.

Plaintiff's opposition papers to Defendant's motion for summary judgment shall be served, but not filed, on 11/28/2022. Defendant's reply papers shall be served, and all motion papers filed, on 12/19/2022.

The Clerk of Court is respectfully directed to terminate the motion sequence at Doc. 189.

**SO ORDERED.**

Philip M. Halpern  
United States District Judge

Dated: White Plains, New York  
November 14, 2022

Dear Judge Halpern:

As Your Honor is aware, I represent plaintiff Mr. Dante Daly in the above-referenced action. With the consent of defense counsel, and on behalf of Plaintiff, the undersigned requests that Your Honor grant Plaintiff a one (1) week extension until November 28<sup>th</sup> to serve his opposition papers to Defendant's motion for summary judgment. Also, due to defense counsel having a trial during the 1<sup>st</sup> few weeks of December, defense counsel has asked that Defendant's reply be served (and all the parties' motion papers filed) on December 19, 2022.

The reason for Plaintiff's request for additional time to serve his opposition papers is that, for the past three and a half weeks, Mr. Daly has been in and out of the hospital for some serious medical issues he's experiencing.

This is the 1<sup>st</sup> time any party has requested that the briefing schedule be extended and/or modified. Based on the foregoing Plaintiff, the undersigned respectfully asks that the Court extend the date for Plaintiff to serve his opposition papers until Monday, November 28, 2022, and that the time for Defendant to reply (& for all parties to file their motion papers) be extended to December 19, 2022.

Thank you for Your Honor's attention.

Respectfully Submitted,

/s/ Jimmy M. Santos

Jimmy M. Santos, Esq.

cc: Irma M. Cosgriff, Esq., defendant's counsel (via ECF only)  
Giacomo G. Micciche, Esq., defendant's counsel (via ECF only)